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Attorneys for Debtors and Reorganized Debtors

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION,

- and -

**PACIFIC GAS AND ELECTRIC
COMPANY,**

- ☐ Affects PG&E Corporation
☐ Affects Pacific Gas and Electric Company
☒ Affects both Debtors

** ALL PAPERS SHALL BE FILED IN THE
LEAD CASE, NO. 19-30088 (DM)*

Case Nos. 19-30088 (DM)

(Lead Case) (Jointly Administered)

**SUPPLEMENTAL DECLARATION OF
ROGER LEATHERMAN IN OPPOSITION
TO PARTIAL MOTION FOR SUMMARY
JUDGMENT AND IN SUPPORT OF
COUNTER-MOTION FOR SUMMARY
JUDGMENT**

Date: May 9, 2023
Time: 10:00 a.m. (Pacific Time)
Place: (Tele/Videoconference Only)
United States Bankruptcy Court
Courtroom 17, 16th Floor
San Francisco, CA 94102

1 I, Roger Leatherman, declare:

2 1. I am a Principal Land Agent, Land Rights Support, for Pacific Gas and Electric
3 Company. I have had served in this function since June, 2021. Prior to being promoted to Principal
4 Land Agent, I was a Senior Land Agent and held that position since April 2013 and have held various
5 positions within Pacific Gas and Electric Company's Land Department since 2005.

6 2. I have personal knowledge of the facts set forth herein and can and do competently
7 testify regarding the facts set forth in this declaration.

8 3. One of my duties and responsibilities at Pacific Gas and Electric Company is to
9 prepare, file, record and retain records of various real property interests of Pacific Gas and Electric
10 Company, including easements and rights of way.

11 4. I make this supplemental declaration to provide additional information in response to
12 evidentiary objections lodged by Claimant.

13 5. Attached hereto as Exhibit A is a true and correct copy of a Joint Use Agreement by
14 and between Pacific Gas and Electric Company ("PG&E") and the State of California Department of
15 Transportation ("CalTrans"), dated and duly recorded by the County of San Mateo Recorder's Office
16 on December 19, 1985 (the "JUA").

17 6. The first recital paragraph (slide 2 of the JUA) refers to PG&E's existing easements,
18 which are listed in Exhibit A ("Owner is in possession of certain rights of way and easements,
19 hereinafter referred to as Owner's easement, and described as follows: See Exhibit A.)"

20 7. Exhibit A (slide 8 of the JUA) lists easements by reference to its recording
21 information. Items b, d and e refer to three of the easements extending over the Komir property
22 listed in my original Declaration. Specifically, Exhibits A, B and D to my original Declaration.

23 8. The JUA recognizes at least three of the easements listed in my original Declaration.

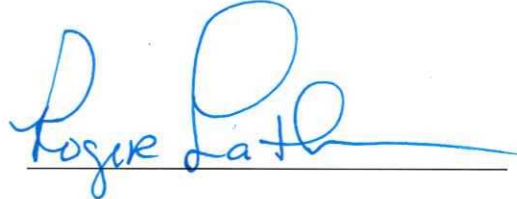
24 9. Paragraph 6 of the JUA (slide 8 of the JUA) states that, except as expressly set forth
25 herein, this JUA shall not alter, modify or terminate any portion of Owner's [PG&E's] easement.

26 10. Accordingly, the 1985 JUA acknowledged that PG&E continued to own at least three
27 of the easements listed in my original Declaration. CalTrans, through the JUA, recognized these
28

1 easements were in existence in 1985. This was 12 years after the Order of Possession in 1973, and 2
2 years after the Judgment of Condemnation in 1983.

3 Executed at Oakland, California on the 3rd of May 2023.

4 I declare under penalty of perjury under the laws of the State of California that the foregoing is
5 true and correct.

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8 Roger Leatherman
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